IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 12798 of 2004

Between:

C. Sreeramulu S/o Late C. Rajaiah
RetiredGovernemnt Servant R/o H. No. 12-14-23, Street No. 3, Lalapet,
Secunderabad-500 017

..... PETITIONER

AND

1 The Commissioner, Municipal Corporation of Hyderabad,

Tank Bund Road, Hyderabad
2 The Additional Commissioner, Municipal Corporation of Hyderabad,
Secunderabad Division, Secunderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, orders or directions and more particularly in the nature of Writ of Mandamus declaring that the acts, deeds and things of the respondents in not furnishing the certified copies of the documents on the applications dt 12-04-2004 and 05-07-2004 are illegal, arbitrary and much against to the legal and fundamental rights guaranteed under the Constitution of India and consequently direct the respondents to furnish the certified copies of the documents requested in the applications submitted to them dated 12-04-2004 and 05-07-2004.

Counsel for the Petitioner:MR.PALIVELASATYARAJA BABU

For the Respondents 1 and 2: SMT.G.JYOTHI KIRAN, Standing Counsel.

The Court at the admission stage made the following ORDER:

The petitioner has filed I.A.No.2319 of 2003 in O.S.No.403 of 1997 on the file of III Senior Civil Judge, Secunderabad, for summoning certain documents. The said I.A. was dismissed on
22-03-2003 since the petitioner has not made an application before the respondents' Corporation for supplying the copies of the documents and producing the same. On dismissal of the said I.A., petitioner made an application to the respondents for furnishing the certified copies of the documents. On making such an application, the second respondent was directed the concerned to furnish certified copies of the documents to the petitioner. But, so far, they have not been supplied to the petitioner.

In view of the same, the petitioner is at liberty to move the Civil Court by filing fresh I.A. in the above suit stating that the documents sought by him were not furnished in spite of his best effort and can apprise the Court for summoning such of the documents in the pending suit.

The writ petition is accordingly disposed of. No costs.

22nd JULY, 2004.

Note: furnish c.c. by tomorrow.

B/o

kvni

To

1 The Commissioner, Municipal Corporation of Hyderabad,

Tank Bund Road, Hyderabad
2 The Additional Commissioner, Municipal Corporation of Hyderabad,
Secunderabad Division, Secunderabad

3 Two CD copies.